

Town Board Minutes

June 21, 2010

Meeting No. 18

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 21st day of June 2010 at 8:00 P.M. and there were

PRESENT: JOHN ABRAHAM , COUNCIL MEMBER
MARK AQUINO, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
JOHN DUDZIAK, TOWN ATTORNEY
JEFFREY SIMME, CODE ENFORCEMENT OFFICER
TERRENCE McCracken, GENERAL CREW CHIEF
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
LOUIS CACCIOTTI, DEPUTY HIGHWAY DEPARTMENT

EXECUTIVE SESSION:

AT 9:06 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER AQUINO AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing specific contractual matters.

At 9:55 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Tyka, Matt, spoke to the Town Board on the following matter:

- Complaints of unreasonable noise emanating from Dunn Tire Park and the Hull House

Chowaniec, Lee, spoke to the Town Board on the following matter:

- Possible traffic signal at Penora Street and William Street

Fronczak, Mike, spoke to the Town Board on the following matters:

- Construction of Heritage Trail
- Water Line Construction on William Street
- Cost to repair sewer bubblers

Hangauer, Carmen/Dave, spoke to the Town Board on the following matter:

- Heritage Trail matters

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a V & T Ordinance amendment, Parking, Standing and Stopping within Lancaster Heritage Trail.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT	Proponent/ Opponent/ Comments/Questions
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NONE

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 8:26 P.M.

The Town Board, later in the meeting adopted a resolution, hereafter spread at length in these minutes, taking favorable action upon this matter.

June 21, 2010

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Joint Meeting of the Town Board and the Planning Board held June 7, 2010 and the Regular Meeting of the Town Board held June 7, 2010 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 14133 to Claim No. 14415 Inclusive

Total amount hereby authorized to be paid: \$644,658.40

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

PREVIOUSLY TABLED PERMITS:

16415	Grau Builders	11 Logan Ln	Er. Dwlg.-Sin.
16993	Grau Builders	24 Logan Ln	Er. Dwlg.-Sin.

NEW PERMITS:

18088	Quaker Steak & Lube	6727 Transit Rd	Er. Sign-Temp
18089	Seibold Construction Inc	8 Bridgewater Ct	Er. Res. Alt.
18090	Donald Kohl	4 Lake Forest Pky W	Er. Deck
18091	Dino L. Zack	110 Peppermint Rd	Er. Shed
18092	WFB Enterprises Inc	754 Hall Rd	Er. Dwlg.-Sin.
18093	Alliance Homes	36 Tranquility Trl	Er. Dwlg.-Sin.
18094	Gagliano Construction	5085 William St	Re-Roof
18095	Young Installers	16 Ashwood Ct	Er. Fence
18096	Iroquois Fence Inc	3 Willow Ridge Ln	Er. Fence
18097	Iroquois Fence	13 Grant St	Er. Fence (V/L)
18098	Don's Enterprises	413 Lake Ave	Re-Roof
18099	House Crafters LLC	5240 William St	Re-Roof
18100	Sturm Roofing LLC	28 Brandel Ave	Rem. Single Dwlg (V/L)
18101	James Revelas	73 Michael Anthony Ln	Er. Fence
18102	AA-1 Contracting	35 Pleasant Ave	Re-Roof (V/L)
18103	Edward Skulski	103 Southwest Pky	Er. Shed (V/L)
18104	Besroi Construction	11 Gordon Ave	Re-Roof (V/L)
18105	Precision Pools	24 Cotton St	Er. Pool-Abv Grnd (V/L)
18106	Grizz Building and Mgmt	268 Enchanted Forest N	Er. Deck
18107	Castle Home Improvements	35 Fieldstone Ln	Re-Roof
18108	Decks Unlimited	1 Woodstream Dr	Er. Fence
18109	Decks Unlimited	136 Nathan's Trl	Er. Deck
18110	Grand Island Home Imprv.	208 Broezel Ave	Er. Res. Add.
18111	Leveled Contracting	3 Pondview Ct	Re-Roof
18112	Jandzinski, Michael	35 Ann Marie Dr	Er. Deck
18113	Concord Amish Village	29 Rose St	Er. Shed
18114	Kam Construction	141 Aurora St	Re-Roof (V/L)
18115	Neth & Son Inc	7 Parkdale Dr	Re-Roof
18116	Beebe Construction	3716 Bowen Rd	Re-Roof
18117	Frading, Craig	8 Sherwood Rd	Re-Roof (V/L)
18118	Migliaccio Const	17 Greenbriar Dr	Er. Res. Add.
18119	Quality Aluminum II	312 Aurora St	Er. Res. Add. (V/L)
18120	House Crafters	31 Southpoint Dr	Re-Roof
18121	Switaka's Siding	1 Cloverfield Ct	Re-Roof
18122	Pfeil, Christopher	57 Church St	Er. Fence (V/L)
18123	Maria Williams Const	31 Willow Ridge Ln	Re-Roof
18124	Homestead Designs	18 Avian Way	Er. Shed
18125	Sun Enterprises	42 Roosevelt Ave	Er. Shed (V/L)
18126	Tucker Homes	33 Worthington Ln	Er. Dwlg.-Sin.
18127	Precision Pools	7 Northbrook Ct	Er. Pool-Abv Grnd

18128	Sahlem's Roofing	11 Winding Way	Re-Roof	
18129	Building Solutions	677 Pleasant View Dr	Re-Roof	
18130	The Pool Guy	16 Arrow Trl	Er. Pool-Abv Grnd	
18131	Pitrelli, Frank	1116 Penora St	Re-Roof	
18132	Sell, Nicole	19 Southpoint Dr	Er Deck	
18133	Robinson, Paul	130 Pleasant Ave	Dem. Garage	(V/L)
18134	Malecki, Matthew	29 Lancaster Ave	Er. Fence	(V/L)
18135	Malecki, Matthew	29 Lancaster Ave	Er. Shed	(V/L)
18136	Jarkowski, Megan	3 Sawgrass Ln	Er. Deck	
18137	Chamberlain, Kerry	312 Schwartz Rd	Er. Garage	
18138	Slivan Pools	728 Aurora St	Er. Pool-Abv Grnd	
18139	House Crafters Inc	25 Sagebrush Ln	Re-Roof	
18140	Cozy Homes Const	66 Irwinwood Rd	Re-Roof	(V/L)
18141	Zenner & Ritter	12 Village View	Inst. Generator	
18142	City Fence	24 Rose St	Er. Fence	
18143	Davidson Fence	5035 William St	Er. Fence	
18144	Leveled Contracting	92 Harvey Dr	Re-Roof	(V/L)
18145	Leveled Contracting	137 Sixth Ave	Re-Roof	(V/L)
18146	Young Installers	71 Middlebury Ln	Er. Fence	
18147	Carmen, Cibella	22 Christen Ct	Er. Deck	(V/L)

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 50-Zoning - Section 17 (F) of the Code of the Town of Lancaster, upon the application of **Joanne Rocco**, for a Special Use Permit for a Home Occupation (Antiques, Home Decor and Handcrafted Items Retail Store) on premises located at 5300 William Street, Lancaster, New York, and the Board issued such Special Use Permit on August 4, 2008, this Special Use Permit is subject to renewal upon application by the property owner, and

WHEREAS, Joanne Rocco, by letter dated May 18, 2010, has requested that the Town Board renew the Special Use Permit for an additional two (2) year period;

**NOW THEREFORE, BE IT
RESOLVED, as follows:**

1. That pursuant to Chapter 50-Zoning, Section 17 (F), entitled “Home Occupation”, of the Code of the Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Joanne Rocco**, for a Home Occupation (Antiques, Home Decor and Handcrafted Items Retail Store) on premises located at 5300 William Street, Lancaster, New York, upon the terms and conditions as set forth in the Zoning Ordinance, and
2. That the applicant will continue in compliance with conditions as set forth in Chapter 50, Section F, of the Code of the Town of Lancaster as long as the applicant continues to engage in the home occupation on the premises, namely:
 - a. This Special Use Permit terminates when the applicant no longer resides on the premises.
 - b. Permit must be renewed every two (2) years at no additional cost to applicant.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Building & Zoning Inspector of the Town of Lancaster, by letter dated June 15, 2010, has requested the appointment of Beth A. Cook to the position of Building & Zoning Clerk in the Town of Lancaster Building Department , and

WHEREAS, Beth A. Cook is currently appointed in the position of Building & Zoning Clerk (Provisional) in the Town of Lancaster Building Department, and

WHEREAS, Beth A. Cook has placed in the top three candidates on the civil service list for Building & Zoning Clerk with a rating of 80%.

NOW, THEREFORE, BE IT

RESOLVED, that Beth A. Cook of Lancaster, New York be and is hereby appointed to the position of Building & Zoning Clerk in the Town of Lancaster Building Department effective June 22, 2010, with full benefits and salary in accordance with the current White Collar Agreement with the Town of Lancaster.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Bergmann Associates, 28 East Main Street, 200 First Federal Plaza, Rochester, New York, 14614, the Consulting Engineers for the Heritage Trail Bike Path for the Town of Lancaster, has submitted Change Order No. 2 in the amount of \$31,106.27 to the Town Board for their approval, based on the addendum descriptions of additional work to be performed previously provided to the Town Board;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 2 to the construction contract with Occhino Corp, with respect to: Addendum one (1) as outlined on the descriptions previously provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 2:

Additional compensation for the additional services to provide additional filling, grading and compacting the low area behind Loral Lake Pond west of Pavement Road and to provide 1,542 Cubic Yards of millings for sub-base and for

CHANGE ORDER NO. 2:

The original Contract Sum was	\$1,125,827.26
The amount Previous Change Order.....	\$ 27,126.70
The Contract Sum will be increased by this Change	
Order in the amount of	\$ 31,106.27
The new Contract Sum increased including this	
Change Order will be	\$1,184,060.23

and,

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Highway Superintendent has submitted a proposed Agreement to the Town Board of the Town of Lancaster for the expenditure of highway funds for the year 2010, pursuant to the requirements of the Highway Law of the State of New York, and

WHEREAS, the Highway Superintendent has advised that the allocation of money in the proposed Agreement for general repairs to be carried out includes the cost of labor and materials, and

WHEREAS, the Town Board of the Town of Lancaster has reviewed the proposal by the Highway Superintendent;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster does hereby authorize the execution of the proposed Agreement to Spend Town Highway Funds for the year 2010, as submitted by the Superintendent of Highways.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has determined that there is a need to update its Procurement Policy to reflect the fact that the competitive bidding threshold for public works projects was recently increased from \$20,000 to \$35,000, and

WHEREAS, the Director of Administration in a memorandum to the Town Board dated June 16, 2010 has presented a draft of the updated policy to the Town Board for their consideration,

NOW, THEREFORE, BE IT

RESOLVED, that in order to protect the interests of the Town of Lancaster, its residents and taxpayers, the Town Board of the Town of Lancaster hereby adopts the Procurement Policy, as presented, to be effective immediately, and which shall supersede any previous versions of said policy, and

BE IT FURTHER

RESOLVED that the Supervisor's Office is hereby directed to provide a copy of the revised policy to all Town departments as soon as is practicable.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA , WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the General Crew Chief by letter dated June 16, 2010, has requested the appointment of ten (10) seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the Summer season of 2010, and

WHEREAS, these appointments are necessary due to the fact that several previously appointed employees have declined their position for the Summer season.

NOW, THEREFORE, BE IT

RESOLVED, that the following ten (10) individuals are hereby appointed to the position of seasonal employees for the Summer season of 2010 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE/HOUR</u>
Aubrey Kucewicz (new hire) Lancaster, NY __	Recreation Attendant (Playground Attendant)	\$7.25
Alexandra Marrano (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Melissa Kurzdarfer (new hire) Lancaster, NY	Recreation Attendant (Playground Attendant)	\$7.25
Stephanie MacDavid (new hire) Bowmansville, NY	Recreation Attendant (Playground Attendant)	\$7.25
Kevin Schwach (new hire) Lancaster, NY	Laborer	\$7.25
Edwin (EJ) Kamela (new hire) Lancaster, NY	Laborer	\$7.25
Alexander Greco (new hire) Lancaster, NY	Laborer	\$7.25
Tommy Kirckovich (new hire) Lancaster, NY	Laborer	\$7.25
Bryan Clark (new hire) Lancaster, NY	Laborer	\$7.25
Tyler Gajewski (new hire) Lancaster, NY	Laborer	\$7.25

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED IT'S ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, a Public Hearing was held on the 21st day of June, 2010 for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendments have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and posted;
NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on June 21, 2010;
3. That a Certified Copy thereof be published in the Lancaster Bee on June 24, 2010;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install and maintain signs in accordance with Erie County requirements.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 21, 2010

LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK

NOTICE IS HEREBY GIVEN that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

CHAPTER 46

ARTICLE X

ARTICLE X - Parking, Standing and Stopping.

46-12. Parking prohibited in designated locations.

A. The parking of a vehicle is hereby prohibited in any of the following locations:

(33) Intersecting Roadways Throughout the Lancaster Heritage Trail:

.....

- (a) Minimum of 500 feet , both sides north and south from the intersection with Cemetery Road.
- (b) Minimum of 1000 feet, both sides north from the intersection with Pavement Road and south to Nichter Road.
- (c) Minimum of 500 feet, both sides north and south of intersection with Ransom Road.
- (d) Minimum of 500 feet, both sides north and south of intersection with Town Line Road.

and

ARTICLE X - Parking, Standing and Stopping.

§46-13 Standing prohibited in designated locations, is hereby amended by adding thereto the following:

A. Intersecting Roadways Throughout the Lancaster Heritage Trail:

(33) Along the Heritage Trail Bike Path
.....

(a) Minimum of 500 feet , both sides north and south from the intersection with Cemetery Road.

(b) Minimum of 1000 feet, both sides north from the intersection with Pavement Road and south to Nichter Road.

(c) Minimum of 500 feet, both sides north and south of intersection with Ransom Road.

(d) Minimum of 500 feet, both sides north and south of intersection with Town Line Road.

June 21, 2010

STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER :

THIS IS TO CERTIFY that **I, JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 21st day of June, 2010 and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Town, this 21st day of June, 2010.

Johanna M. Coleman, Town Clerk

COMMUNICATIONS & REPORTS

244. Town Clerk to Town Board -
Transmittal of fourth settlement payment to Erie County for 2010 County/Town Tax Warrant. DISPOSITION = Received & Filed
245. Erie County Department of Environment and Planning to Town Board -
Notice of "Regional Community Revitalization and Training Forum" to be held Wednesday, June 16, 2010 and Thursday, June 17, 2010 at Niagara County Community College. DISPOSITION = Received & Filed
246. NYS DOT to Town Attorney -
Notice of Lead Agency Designation regarding site plan for Buffalo Filter, 5872 Genesee Street; comment noted. DISPOSITION = Planning Committee
247. Veterans of Foreign Wars Post 7275 to Town Board -
Letter of appreciation for contribution to Memorial Day celebration and parade. DISPOSITION = Resolution 6/21/10
248. General Crew Chief to Supervisor -
Request resolution authorizing change order to Occhino Paving for additional work on Lancaster Heritage Trail. DISPOSITION = Resolution 6/21/10
249. Town of Cheektowaga Office of Building Inspections to Town Board -
Notice of public hearing to be held June 23, 2010, 7:00 PM regarding application for temporary permit by NOCO Energy Corporation, 5114 Transit Road. DISPOSITION = Received & Filed
250. Planning Board Member Lawrence Korzeniewski to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent, Building Inspector -
Draft copy of minutes of meeting held June 2, 2010. DISPOSITION = Received & Filed
251. Planning Board to Town Board -
Notice of tabling regarding site plan review for Transit Boulevard Apartment Complex, Transit Road north of William Street; conditions noted. DISPOSITION = Received & Filed
252. Planning Board to Town Board -
Notice of tabling regarding preliminary plat plan review for Vine Subdivision, east side of Bowen Road at entrance of Summerfield Drive; conditions noted. DISPOSITION = Received & Filed
253. Time Warner Cable to Supervisor -
Notification of cable television developments within the Town. DISPOSITION = Received & Filed
254. NYS DEC to Supervisor -
Notice of Complete Application for Clean Water Act Water Quality Certification regarding proposed project of Phillip and Marie Fleck, 653 Pleasant View Drive. DISPOSITION = Received & Filed
255. Lee Chowanec to Planning Board -
Comments regarding proposed Transit Boulevard Apartment Complex. DISPOSITION = Planning Committee
256. Village of Lancaster to Town Board -
Minutes of meeting held May 17, 2010. DISPOSITION = Received & Filed
257. Village of Lancaster to Town Board -
Minutes of meeting held May 24, 2010. DISPOSITION = Received & Filed
258. Ralph Franchini to Town Board -

Request to purchase two paper streets, Hayes Avenue and Wilson Avenue, adjacent to his property. DISPOSITION = Town Board

259. Deputy Highway Superintendent to Town Board -
Transmittal of Annual Agreement to Spend Town Highway Funds for approval.
DISPOSITION = Resolution 6/21/10
260. Lancaster Town Band to Supervisor -
Invitation to attend dedication of the Richard E. Pascucci Memorial Band Shell,
Tuesday, July 6, 2010, 7:30 PM. DISPOSITION = Received & Filed
261. Supervisor to Town Board -
Notification of no work session prior to Town Board Meeting of July 6, 2010.
DISPOSITION = Received & Filed
262. Supervising Code Enforcement Officer to Supervisor -
Request upgrade of Beth Cook from Building & Zoning Clerk Provisional to Building
& Zoning Clerk Permanent. DISPOSITION = Resolution 6/21/10
263. Highway Superintendent to Town Board -
Letter regarding request from Lancaster Central School Board for millings for Stendahl
Parkway. DISPOSITION = Town Board
264. Highway Superintendent to Town Board -
Request for resolution for additional funding for G&K Sewer to repair bubblers in
Town. DISPOSITION = For Resolution
265. Highway Superintendent to Town Board -
Request resolution awarding contract for curb replacement to Wayne Block Co., Inc.
DISPOSITION = For Resolution
266. NYS DEC to Town Attorney -
Comments regarding Preliminary Plat of the Vine Subdivision, Summerfield Drive.
DISPOSITION = Planning Committee
267. General Crew Chief to Supervisor -
Request appointment of seasonal employees.
DISPOSITION = Resolution 6/21/10
268. Citizens Campaign for the Environment to Town Clerk -
Notification of area canvassing until August 17, 2010.
DISPOSITION = Received & Filed
269. Secretary, Lancaster Rural Cemetery to Assemblyman Dennis H. Gabryszak -
Letter of appreciation for legislation allowing municipalities to assist public
cemeteries. DISPOSITION = Received & Filed
270. Village of Lancaster to Town Board -
Notice of adoption of a bond resolution subject to permissive referendum to purchase a
street sweeper. DISPOSITION = Received & Filed

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER STEMPNIAK, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the meeting was adjourned at 9:55 P.M. in memory of Michael Stoldt and James Andrzejewski.

Signed _____
Johanna M. Coleman, Town Clerk